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FAX INFORMATION SHEET

Date: July 28, 2004
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Comments: Please see attached Preliminary Amendment Under 37 C.F.R. § 1.115 for U.S. Serial No. 10/763,358.

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Coversheet Page 1 of 1

JUL 28 2004 Attorney Docket No. 126625.00901

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Kaesemeyer
Application No. : 10/763,358
Group Art Unit : 1614
Examiner : Not Yet Assigned
Filing Date : January 23, 2004
For: COMPOSITIONS COMPRISING ARGININE AND NITRATES

SECOND PRELIMINARY AMENDMENT

Commissioner for Patents
Mail Stop: Amendment
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Prior to the first office action in the above-referenced application, please amend the above-referenced application as shown below.

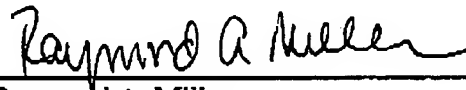
AMENDMENT

Please amend Paragraph 1 entitled priority:

"The present application is a continuation of co-pending U.S. Application No. 10/258,633, filed October 24, 2002, which in turn is a 35 U.S.C. §371 application of PCT Application No. PCT/US01/20887, filed June 28, 2001, which claims priority to U.S. Serial No. 10/258,633, which claims priority to U.S. Serial No. 09/605,599, which is a continuation in-part application of U.S. Serial No. 09/239,392 filed April 16, 1999 which is a continuation-in-part application of U.S. Serial No. 09/226,580 filed January 7, 1999, which is a continuation-in-part application of U.S. Serial No. 09/833,842 filed April 10, 1997, now U.S. Patent No. 5,968,983 dated October 19, 1999 which is a continuation-in-part application of U.S. Serial No. 08/693,882 filed August 5, 1996, now U.S. Patent No. 5,767,160 dated August 6, 1996, which is a continuation-in-part application of U.S. Serial No. 08/321,051 filed October 5, 1994, now U.S. Patent No. 5,543,430 dated June 16, 1998."

In the event that an additional fee is required for this amendment, the Commissioner is hereby authorized to charge such additional fee to Deposit Account no. 50-0436.

Respectfully Submitted,



Raymond A. Miller
Registration No. 42,891

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Dated: July 28, 2004

Attorney Ref.: 126625.00901

CERTIFICATE OF FACSIMILE UNDER 37 C.F.R. §1.6 & §1.8

In re Application of : Kaesemeyer
Application No. : 10/763,358
Group Art Unit : 1614
Examiner : Not Yet Assigned
Filing Date : January 23, 2004

For: COMPOSITIONS COMPRISING ARGININE AND NITRATES

I hereby certify that this "PRELIMINARY AMENDMENT" is being sent via facsimile to fax number 703-872-9306 under 37 C.F.R. §1.6 & §1.8 on July 28, 2004.

Kathleen Puiol

(Typed/printed name of person mailing paper or fee)



(Signature of person mailing paper or fee)

Documents attached:

1. Preliminary Amendment; and
2. Certificate of Facsimile.